

REMARKS

Applicants hereby petition for a three-month extension of time in which to respond to the Office Action mailed on May 7, 2004. With the granting of the foregoing Petition and November 7, 2004 being a Sunday, the time for responding to the Office Action is extended up to and including November 8, 2004 .

Claims 21-35 are pending in the application. Claims 32-35 have been allowed. Claims 21-31 have been rejected under the judicially created doctrine of non-obviousness-type double patenting as being unpatentable over claims 1-14 of U.S. Patent No. 6,230,662. The drawings have been objected to by the Examiner.

Rejection of Claims 21-31 Under the Judicially Created Doctrine of Non-Obviousness-Type Double Patenting. The Examiner asserts that Claims 21-31 of the Application are not patentably distinct from Claims 1-14 of U.S. Patent No. 6,230,662.

Applicants submit herewith a terminal disclaimer along with this communication. Accordingly, Applicants respectfully request withdrawal of the double patenting rejection.

Objection to the Drawings. The Examiner has objected to the drawing under 37 C.F.R. 1.83(a). The Examiner asserts that the drawings must show every feature of the invention specified in the claims and that the drawings do not show “placing the frame substantially around the animal.” May 7, 2004 Office Action, p. 3.

Applicants submit herewith, Replacement Sheets for Figure 10 that show placing the frame substantially around a dog. The brief description of Figure 10 has also been amended to reflect the amended drawing. Accordingly, Applicants respectfully request withdrawal of the 37 C.F.R. 1.83(a) objection.

Support for the amendments to the drawings can be found throughout the specification. Specifically, support for placing a frame around the animal can be found at p. 6, lines 15-20 and at p. 12, lines 26-28. No new matter has been added.

Enclosed herewith is an authorization to charge \$55.00 to **Deposit Account No. 50-2613** cover the disclaimer fee required under 37 C.F.R. § 1.20(d) as well as the \$ 490.00 fee required under 37 CFR § 1.17(a)(3) for a three-month extension of time. The Commissioner is authorized to charge any additional fee required, or to credit any overpayment, to **Deposit Account No. 50-2613**.

Conclusion

In view of the foregoing remarks, it is believed that the application is in condition for allowance, and such action is respectfully requested at the Examiner's earliest convenience.

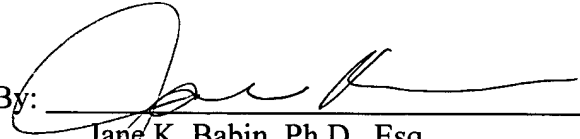
Respectfully submitted,

PAUL HASTINGS JANOFSKY & WALKER LLP

Dated:

Nov 5, 2004

By:


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Reg. No. 47,224

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Amendments to the Drawing:

The attached sheets of drawings include changes to Fig. 10. These sheets, which include Fig. 10-12, replaces the original sheet including Fig. 10-12. Figure 10 illustrates one embodiment of placing the frame of the cart around an animal.

Attachments: 7 Replacement Sheets

1 Annotated Sheet showing Changes

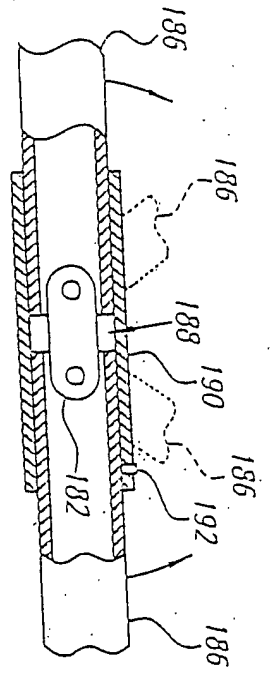


FIG. 12

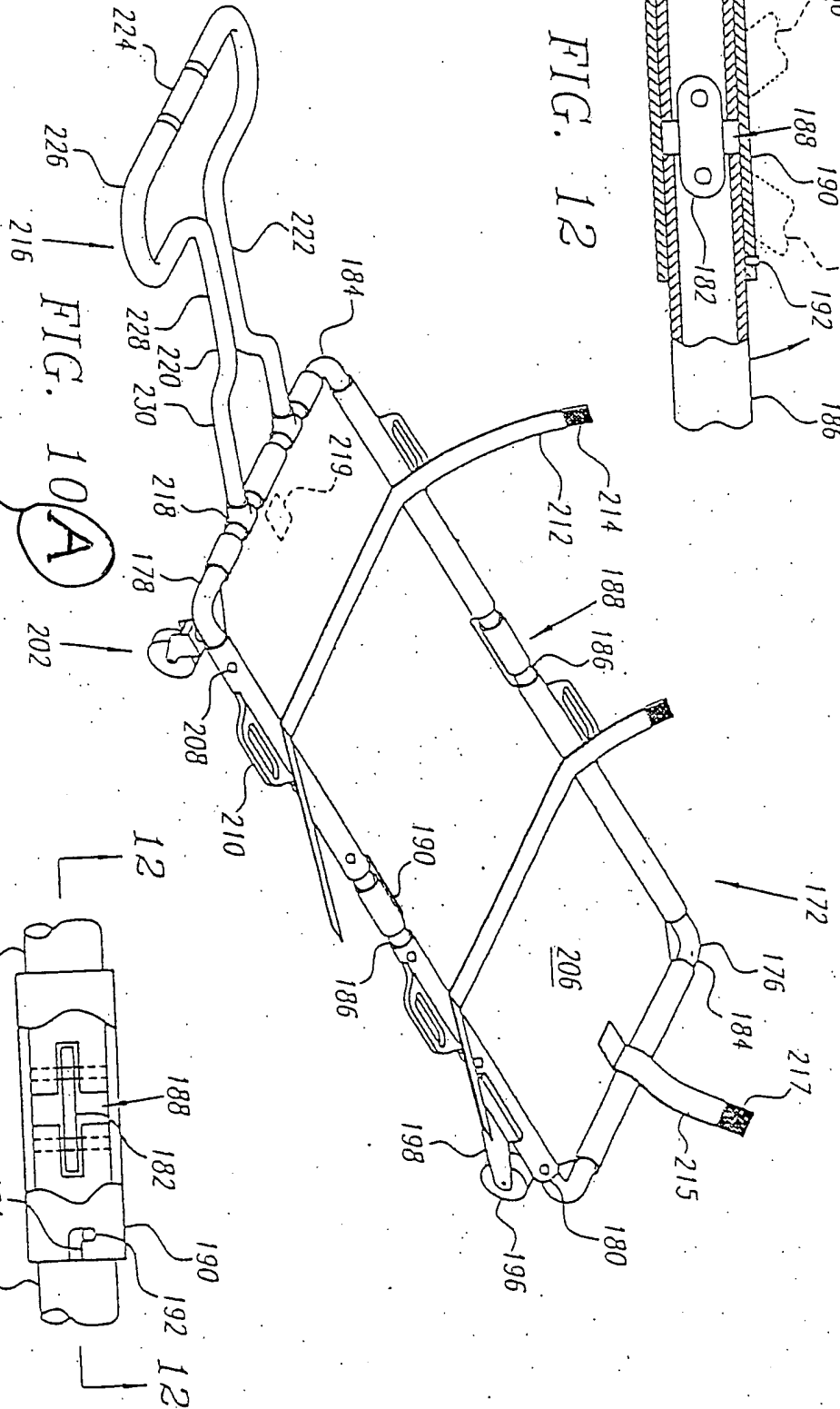


FIG. 10A

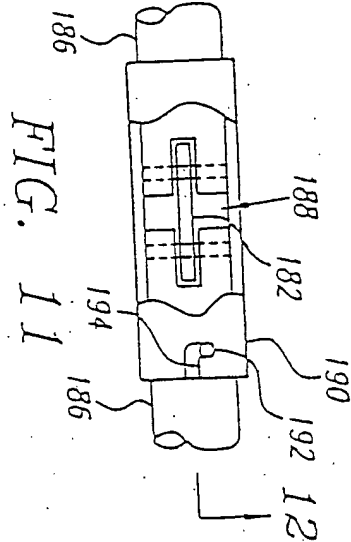


FIG. 11

Subfigure designation
"A" added